

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

HENRY MICKLEONARD MCGEE, )  
Petitioner, )  
v. ) CV 112-178  
UNITED STATES OF AMERICA, ) (Formerly CR 109-035 & CR 110-073)  
Respondent. )

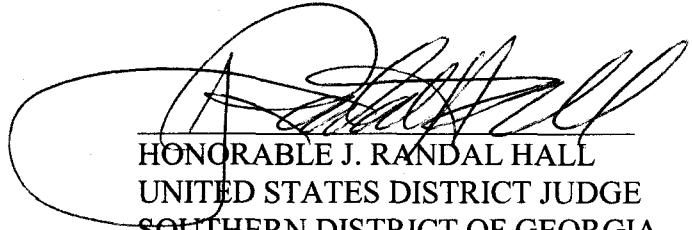
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**O R D E R**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Respondent's motion to dismiss is **DENIED**. The government shall file its answer to Petitioner's § 2255 motion within thirty (30) days of the date of this Order.

SO ORDERED this 18<sup>th</sup> day of June, 2013, at Augusta, Georgia.



HONORABLE J. RANDAL HALL  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF GEORGIA